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Attorneys for Defendants

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

JACK GESCHEIDT, *et al.*,

Plaintiffs,

v.

DEB HAALAND, Secretary of Interior, *et al.*,

Defendants.

Case No. 4:21-cv-4734-HSG

**STIPULATION TO CONTINUE HEARING
AND ORDER**

Hon. Haywood S. Gilliam, Jr.

Pursuant to Civ. L.R. 6-2 and 7-12, Plaintiffs and Defendants, through their undersigned counsel,
hereby stipulate as follows:

WHEREAS, on October 22, 2021, the Court issued an Order (ECF No. 50) approving as

STIPULATION AND ORDER TO CONTINUE HEARING

4:21-CV-4734 HSG

1 modified the Parties' stipulation to revise the briefing schedule in this matter. In that Order, the Court
2 rescheduled the hearing on the Parties' cross-motions for summary judgment for February 10, 2022 at
3 2:00 p.m.

4 WHEREAS, as set forth in the accompanying Declaration of Matthew P. Rand, Defendants'
5 counsel, has multiple conflicts with the rescheduled hearing date.

6 WHEREAS, the Parties have met and conferred regarding the above and agree that the hearing
7 on the Parties' cross-motions for summary judgment should be continued to February 24, 2022 at 2:00
8 p.m. Alternatively, if that date is inconvenient for the Court, the Parties are also available on March 10,
9 2022.

10 NOW THEREFORE, the Parties hereby STIPULATE, by and through their undersigned counsel,
11 pursuant to Civil Local Rules 6-2 and 7-12, that the hearing on the Parties' cross-motions for summary
12 judgment should be continued to February 24, 2022 at 2:00 p.m.; and the Parties respectfully request
13 that the Court order the continuance.

14 DATED: November 3, 2021

Respectfully submitted,

15 STEPHANIE M. HINDS
16 Acting United States Attorney

17 s/ David M. DeVito
18 DAVID M. DEVITO
Assistant United States Attorney

19 *Attorneys for Defendants*

20 TODD KIM
21 Assistant Attorney General
22 Environment & Natural Resources Division

23 /s/ Matthew P. Rand¹
24 Matthew P. Rand
Trial Attorney

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28 ¹ In compliance with Civil Local Rule 5-1(i)(3), the filer of this document attests under penalty
of perjury that counsel for Plaintiffs has concurred in the filing of this document.

1 Dated: November 3, 2021

Respectfully submitted,
/s/ Kate Barnekow


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11 Attorney for Plaintiffs

12
13 **ORDER**

14 Pursuant to stipulation, IT IS SO ORDERED. The hearing on the parties' cross-motions for
15 summary judgment, presently scheduled for Thursday, February 10, 2022 at 2:00 p.m., is rescheduled to
16 Thursday, February 24, 2022, at 2:00 p.m.

17 DATED: 11/4/2021

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20 HONORABLE HAYWOOD S. GILLIAM, JR.
21 United States District Judge
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